

**COMPLAINT INVESTIGATION SUMMARY**

**COMPLAINT NUMBER:** 1798.01  
**COMPLAINT INVESTIGATOR:** Sandie Scudder  
**DATE OF COMPLAINT:** September 11, 2001  
**DATE OF REPORT:** October 4, 2001  
**REQUEST FOR RECONSIDERATION:** no  
**DATE OF CLOSURE:** October 22, 2001

**COMPLAINT ISSUES:**

Whether the Duneland School Corporation and the Porter County Education Interlocal violated:

- 511 IAC 7-25-7 with regard to the school's alleged failure to conduct an additional evaluation within the timelines.

**FINDINGS OF FACT:**

1. The student (Student) is 12 years old, is in 7<sup>th</sup> grade, and is determined eligible for special education and related services as a student with a learning disability. The Student is being home schooled for the 2001-2002 school year.
2. The complainant verbally requested an additional evaluation for the Student on May 7, 2001, and signed a *Reevaluation/Additional Assessment Consideration* on May 24, 2001. The 2000-2001 school year ended on May 31, 2001. The 2001-2002 school year began on August 22, 2001. Sixty instructional days from the date of the parent's written consent will elapse on November 8, 2001.

**CONCLUSIONS:**

The School has 60 instructional days from the time the parent gives written permission for the student to be tested to evaluate the student and schedule a case conference. Finding of Fact #2 demonstrates that the Complainant signed the *Reevaluation/Additional Assessment Consideration* on May 24, 2001, allowing the School until November 8, 2001, to complete the additional evaluation and convene a case conference. Therefore, no violation of 511 IAC 7-25-7 is found.

**The Department of Education, Division of Special Education requires no corrective action based on the Findings of Fact and Conclusions listed above.**

DATE REPORT COMPLETED: October 4, 2001